

CERTIFICATE OF ELECTRONIC TRANSMISSION

I hereby certify that this correspondence is being electronically deposited with the United States Patent and Trademark Office through the Electronic Filing System on:

Date: March 24, 2010Name: Jason W. Schigelone

Signature: _____

IN THE UNITED STATES PATENT AND TRADEMARK OFFICEIn re Application of: *Osborne et al.*

Serial No.: 10/642,513

Filing Date: August 15, 2003

For: Stent and Method of Forming a Stent
with Integral Barbs

Client/Matter No.: 12730/11 (PA-5327-CIP)

Examiner: William H. Matthews

Group Art Unit No.: 3774

Confirmation No.: 3839

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450**TRANSMITTAL**

Sir:

Attached is/are:☒ Response to Non-Final Office Action dated December 24, 2009.**Fee calculation:**

- ☒ No additional fee is required.
- ☐ Small Entity.
- ☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).
- ☐ A petition or processing fee in an amount of \$_____ under 37 C.F.R. § 1.17(_____).
- ☐ An additional filing fee has been calculated as shown below:

| | | | | | Small Entity | | | Not a Small Entity | |
|---|-------------------------------------|-------|------------------------------------|------------------|--------------|-----------|----|--------------------|-----------|
| | Claims Remaining After Amendment | | Highest No. Previously Paid For | Present Extra | Rate | Add'l Fee | or | Rate | Add'l Fee |
| Total | | Minus | | | x \$25= | | | x \$50= | |
| Indep. | | Minus | | | x 100= | | | x \$200= | |
| First Presentation of Multiple Dep. Claim | | | | | +\$180= | | | +\$360= | |
| | | | | | Total | \$ | | Total | \$ |

Fee payment:

- ☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____.
- ☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
- ☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

March 24, 2010

Date

Jason W. Schigelone (Reg. No. 56,243)